

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

U.S. COMMODITY FUTURES
TRADING COMMISSION,

Plaintiff,

v.

ABBAS A. SHAH and LINUXOR ASSET
MANAGEMENT LLC,

Defendants.

05-CV-8091 (LAK)

ECF CASE

DEFENDANTS' RESPONSE TO THE COURT'S NOVEMBER 29, 2007 ORDER

Pursuant to the Court's Order of November 29, 2007, Defendants have discussed this matter with Plaintiff's counsel, David Acevedo. Pursuant to those discussions, the parties do not agree that the case should be tried on a record consisting of the moving, opposing and reply papers submitted on the Plaintiff's motion for summary judgment, with the Court making such findings of fact as it deems appropriate on the basis of the paper record. Defendants once more request that the Motion for Summary Judgment be denied, together with such other and further relief as the Court deems just and proper.

Dated: New York, New York
December 5, 2007

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